



UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-1(b)

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In Re:

ORBIT ENERGY & POWER, LLC,

Debtor.

ANDREW SKLAR, CHAPTER 7 TRUSTEE

Plaintiff,

CADILUS, INC.,

Defendant.

Order Filed on July 16, 2024
by Clerk
U.S. Bankruptcy Court
District of New Jersey

Case No.: 22-19628(ABA)

Adv. Pro No.: 23-1338(ABA)

Chapter: 7

Date of Hearing: 07/16/24 @ 10:00 am

Judge: Andrew B. Altenburg

**ORDER APPROVING SETTLEMENT AGREEMENT BETWEEN ANDREW SKLAR,
CHAPTER 7 TRUSTEE, AND ELEMENT 78 PARTNERS, LLC/CADILUS, INC.**

The relief set forth on the following pages, numbered two (2) through three (3), is
hereby ORDERED.
DATED: July 16, 2024



Honorable Andrew B. Altenburg, Jr.
United States Bankruptcy Court

Debtor: Orbit Energy & Power, LLC

Case No.: 22-19628 (ABA)

Adv. Pro. No.: 23-1338(ABA)

Caption of Order: ORDER GRANTING MOTION TO APPROVE SETTLEMENT
AGREEMENT BETWEEN ANDREW SKLAR, CHAPTER 7
TRUSTEE, AND ELEMENT 78 PARTNERS, LLC/CADILUS, INC.

THIS MATTER having been opened to the Court by Andrew Sklar, as Chapter 7 trustee (the “Trustee”) of Orbit Energy & Power, LLC (“Orbit” or “Debtor”) by way of a Motion¹ pursuant to sections 105(a), 363(b), and 554 of the Bankruptcy Code and Rule 9019 of the Federal Rules of Bankruptcy Procedure seeking the entry of an order approving that certain settlement agreement (the “Motion” and the “Settlement Agreement”, respectively) by and between the Trustee and Element 78 Partners, LLC/Cadilus, Inc; and it appearing that good and sufficient notice of the Motion was provided, as evidenced by the Certificate of Service filed with the Court; and the Court having considered the Motion, the opposition thereto, if any, and the arguments of counsel; and good cause appearing for the entry of this Order;

IT IS ORDERED as follows:

1. The Settlement Agreement, attached to the Sklar Certification in Support of the Motion as Exhibit A, is hereby authorized and approved.
2. Upon this Order becoming a Final Order and Element 78 Partners, LLC/Cadilus, Inc. having paid the Settlement Amount, without further approvals or Court action, the Trustee will be deemed to have dismissed the Adversary Proceeding, with prejudice;
3. The Clerk of the Court will make appropriate entries on this adversary proceeding's docket to reflect Paragraphs 2. hereinabove.
4. The Trustee is authorized, without further notice, hearing or order of this Court,

¹ Capitalized terms not defined herein shall have the meanings ascribed to them in the Memorandum of Law submitted in support of the Motion.

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Imaged Certificate of Notice Page 3 of 7

Debtor: Orbit Energy & Power, LLC
Case No.: 22-19628 (ABA)
Adv. Pro. No.: 23-1338(ABA)
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AGREEMENT BETWEEN ANDREW SKLAR, CHAPTER 7
TRUSTEE, AND ELEMENT 78 PARTNERS, LLC/CADILUS, INC.

to take and perform such other actions as may be necessary or appropriate to implement and effectuate the Settlement Agreement or the terms of this Order.

5. The Bankruptcy Court shall retain exclusive jurisdiction with respect to any disputes arising from or related to, or other actions to interpret, administer or enforce the terms and provisions of, this Order or the Settlement Agreement.

In re:
Orbit Energy & Power, LLC
Debtor

Case No. 22-19628-ABA
Chapter 7

District/off: 0312-1
Date Rcvd: Jul 16, 2024

User: admin
Form ID: pdf903

Page 1 of 4
Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol **Definition**

- + Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 18, 2024:

Recip ID	Recipient Name and Address
db	+ Orbit Energy & Power, LLC, 570 Mantua Blvd., Sewell, NJ 08080-1022
aty	+ Ciardi Ciardi & Astin, 1905 Spruce Street, Philadelphia, PA 19103-5732

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 18, 2024

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 16, 2024 at the address(es) listed below:

Name	Email Address
Albert Anthony Ciardi, III	on behalf of Debtor Orbit Energy & Power LLC aciardi@ciardilaw.com, sfrizlen@ciardilaw.com;dtorres@ciardilaw.com
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